



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Attorney Docket No. 15409US02

In re Application of:

**CERTIFICATE OF MAILING** 

Galante et al.

Serial No.:

10/585,427

Filed:

July 7, 2006

For:

Process for Enzymatic

**Production of Triglycerides** 

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 6, 2007.

#### INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

# **ENCLOSURES**

Enclosed are the following:

- \* A completed PTO form SB/08a, which has four pages.
- \* The enclosed PTO form SB/08a lists references not previously provided to or by the PTO in this application. A copy of each non-patent document listed on form SB/08a is enclosed.

## **FEE DETERMINATION**

- \* No fee is believed to be due because:
  - \* The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

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## **FEE PAYMENT**

The following arrangements have been made to pay the fees calculated above:

No fee is believed to be due.

The Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017 in the name of McAndrews, Held & Malloy.

#### REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102. Applicants expressly retain the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial a copy of the enclosed SB/08a and return to the applicants to indicate consideration of the enclosed references.

Respectfully submitted,

Date: November 6, 2007

Priscilla F. Gallagher

Reg. No. 32,223

McAndrews, Held & Malloy, Ltd. 34th Floor 500 West Madison Street Chicago, IL 60661 Telephone (312) 775-8000 Fax (312) 775-8100

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		Application Number				
		Filing Date		2006-07-07		
					er H. Galante	
		Art Unit				
		Examiner Name				
		Attorney Docket Number		15409US02		
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		CERTIFICATION S	TATEME	NT		
Please see 37 CFR 1.97 and  That each item of infor  from a foreign patent of information disclosure see 37 CFR 1.97 and	mation contained i	in the information dispart foreign application	sclosure	statement was ore than three	s first cited in any cor e months prior to the	nmunication filing of the
OR  That no item of inform foreign patent office in after making reasonable any individual designat statement. See 37 CFR	a counterpart fore e inquiry, no item c ed in 37 CFR 1.50	ign application, and, of information contain	to the kr	nowledge of the information dis	ne person signing the isclosure statement wa	certification as known to
See attached certification	on statement.					
Fee set forth in 37 CFR	1.17 (p) has been	submitted herewith.				
None     Non						
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A signature of the applicant form of the signature.	or representative is	s required in accorda	nce with (	CFR 1.33, 10. <sup>-</sup>	18. Please see CFR 1.	4(d) for the
Signature	selle 7. Ha	0000	Date (YYY	Y-MM-DD)	2007-11-06	
Name/Print Priscilla	a F. Gallagher	F	Registration	n Number	32223	V
This collection of information public which is to file (and by	the USPTO to pro	cess) an application.	Confide	ntiality is gove	rned by 35 U.S.C. 122	and 37 CFR

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

# **Privacy Act Statement**

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act
  (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the
  Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
  - 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.